

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 MICHAEL B. FRANKLIN  
Deputy Attorney General  
4 State Bar No. 136524  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5622  
6 Facsimile: (415) 703-5480  
*Attorneys for Complainant*

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8 LYDIA ZANE, Senior Legal Analyst  
Telephone: (415) 703-5573  
9 Facsimile: (415) 703-5480

10 **BEFORE THE**  
11 **BOARD OF REGISTERED NURSING**  
12 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

13 In the Matter of the Statement of Issues  
14 Against:

Case No. 2012-104

15 **ASHLEY CLAIRE HARLESS**  
16 841 Bayside Rd., Apt. 10  
Arcata, California 95521

**STATEMENT OF ISSUES**

17 Applicant/Respondent.

18  
19 Complainant alleges:

20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Statement of Issues solely in  
22 her official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
23 Consumer Affairs.

24 2. On or about February 22, 2011, the Board of Registered Nursing, Department of  
25 Consumer Affairs received an application for a Registered Nursing License from Ashley Claire  
26 Harless (Applicant, or in the alternative, Respondent). On or about February 18, 2011, Ashley  
27 Claire Harless certified under penalty of perjury to the truthfulness of all statements, answers, and  
28 representations in her application. The Board denied the application on May 4, 2011.

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1       “(c) Theft, dishonesty, fraud, or deceit.

2       “ . . . ”

3                               FIRST CAUSE FOR DENIAL OF APPLICATION

4                               (Substantially Related Conviction)

5       9.     Applicant Ashley Claire Harless's application for a Registered Nursing License is  
6     subject to denial under Code section 2761, subdivisions (a) and (f), Code section 480,  
7     subdivisions (a)(1) and (a)(2), pursuant to Code section 493 as defined in title 16, section 1444(c)  
8     of the California Code of Regulations, based on the following:

9       a.     On or about April 19, 2011, in a criminal proceeding entitled *People of the State of*  
10    *California vs. Ashley Claire Harless*, in Superior Court of California, County of Shasta, Case No.  
11    10-02498, the Applicant was convicted by her plea of nolo contendere to the misdemeanor  
12    violation of Penal Code section 484(A)/488 (petty theft/larceny). The Applicant was placed on  
13    revocable community release for a period of 12 months on the following terms: obey all laws;  
14    complete 5 days of community service, consecutive to any other sentence; pay fines and fees as  
15    assessed by the Court; stay away/not have contact with Macy's; and advised that a subsequent  
16    theft offense can be filed as a felony.

17                               SECOND CAUSE FOR DENIAL OF APPLICATION

18                               (Unprofessional Conduct)

19       10.    Applicant Ashley Claire Harless's application for a Registered Nursing License is  
20    subject to denial under Code section 2761, subdivisions (a) and (f), Code section 480,  
21    subdivisions (a)(3)(A), and subdivisions (a)(3)(B), pursuant to Code section 493 as defined in title  
22    16, section 1444(c) of the California Code of Regulations, in that her aforementioned conviction  
23    set forth in paragraph 9 constitutes unprofessional conduct which would be grounds for discipline  
24    of the Applicant had been licensed as a Registered Nurse.

25                               PRAYER

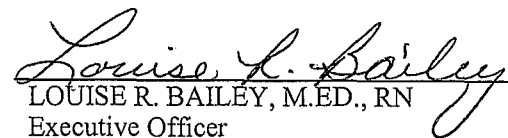
26       WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
27    and that following the hearing, the Board of Registered Nursing issue a decision:

28       1.     Denying the application of Ashley Claire Harless for a Registered Nursing License;

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2. Taking such other and further action as deemed necessary and proper.

DATED: 8-15-11

  
LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
*Complainant*

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